

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF OKLAHOMA**

KELLY TIGERT,)	
)	
Petitioner,)	
)	
v.)	Case No. CIV-05-349-RAW
)	
HASKELL HIGGINS, Warden,)	
)	
Respondent.)	

ORDER

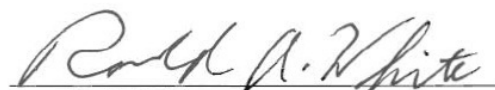
On January 4, 2008, Magistrate Judge West filed a Report and Recommendation, recommending that this action (commenced by petitioner's filing of a petition for a writ of habeas corpus pursuant to 28 U.S.C. §2254) be dismissed because petitioner did not demonstrate relief was warranted. Petitioner has timely filed an objection. The Court has conducted the de novo review required by 28 U.S.C. §636(b) of "those portions of the report or specified findings or recommendations to which objection is made." The recommendation of the Magistrate Judge will be followed.

It is the Order of the Court that the Report and Recommendation of the United States Magistrate Judge is hereby adopted and affirmed as the Order of the Court. Petitioner's petition pursuant to 28 U.S.C. §2254 is hereby DISMISSED.

ORDERED THIS 30th DAY OF APRIL, 2008.

Dated this 30th Day of April 2008.

J4h4i0



Ronald A. White
United States District Judge
Eastern District of Oklahoma